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8 UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
9 AT TACOMA

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11 SEBASTIAN GONZALEZ,

12 Plaintiff,

13 v.

14 BRUCE DAMMEIER, et al.,

15 Defendants.

CASE NO. C18-5895RJB

ORDER ADOPTING REPORT AND
RECOMMENDATIONS AND
DISMISSING CASE IN PART AND
REMANDING CASE IN PART

16 THIS MATTER comes before the court on two Reports and Recommendations of
17 Magistrate Judge Theresa L. Fricke. The first Report and Recommendation is Docket Number
18 21, and the second is Docket Number 22. No objections have been filed to either Report and
19 Recommendation. For the reasons stated in the Reports and Recommendations, the court now
20 makes the following orders:

- 21 1. The court accepts and adopts both Reports and Recommendations (Dkts. 21 and 22).
22 2. All federal claims in the Amended Complaint (Dkt. 13) (Claims 1, 2, 3, 4 and the
23 portion of Claim 6 alleging violations of the ADA) are hereby DISMISSED WITH
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1 PREJUDICE for failure to state a claim based on the expiration of the statute of
2 limitations.

3 3. This court declines jurisdiction over all state claims in the Amended Complaint (Dkt.
4 13) (Claims 5, 7, 8, 9, 10, 11 and the portion of Claim 6 alleging a violation of RCW
5 49.60) and those state claims are hereby REMANDED to the Superior Court of the
6 State of Washington in and for Pierce County, Washington, based on 28 U.S.C. §
7 1367(c)(3).

8 IT IS SO ORDERED.

9 The Clerk is directed to send uncertified copies of this Order to all counsel of record and
10 to any party appearing *pro se* at said party's last known address, and to Magistrate Judge Theresa
11 L. Fricke.

12 Dated this 20th day of May, 2019.

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14 ROBERT J. BRYAN
15 United States District Judge
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